

UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF PENNSYLVANIA

**FILED**

JUL 18 2019

CLERK, U.S. BANKRUPTCY COURT  
WEST DIST. OF PENNSYLVANIA


|                                 |   |                                      |
|---------------------------------|---|--------------------------------------|
| In Re:                          | ) | Case No.: 19-20243-GLT               |
|                                 | ) |                                      |
| Robert R. Kaniuff               | ) |                                      |
|                                 | ) | Chapter 13                           |
| Debtor,                         | ) |                                      |
|                                 | ) |                                      |
|                                 | ) | Related to Dkt. No. 49               |
|                                 | ) | Hearing: July 17, 2019 at 10:30 a.m. |
| GreatAmerica Financial Services | ) |                                      |
| Corporation,                    | ) |                                      |
|                                 | ) |                                      |
| Movant,                         | ) |                                      |
| v.                              | ) |                                      |
|                                 | ) |                                      |
| GreatAmerica Financial Services | ) |                                      |
| Corporation,                    | ) |                                      |
| Respondent.                     | ) |                                      |

**ORDER GRANTING MOTION FOR RECONSIDERATION TO VACATE AND  
REINSTATE CLAIM**

AND NOW, this 17<sup>th</sup> day of July, 2019, upon consideration of the Movant's Motion to Vacate Order Denying and Dismissing Claim and to Reinstate Claim (the "**Motion**"), and based on the fact that (i) factual matters have been overlooked that might materially have influenced this Court's earlier decision; (ii) there exists a need to correct a clear error or prevent injustice; and (iii) cause exists to grant reconsideration of GreatAmerica's claim, it is hereby ORDER, ADJUDGED and DECREED that:

1. GreatAmerica's Motion is hereby **GRANTED**;
2. The May 1, 2019 Order of Court is hereby **VACATED**;
3. GreatAmerica's claim [Claim No. 4] is hereby **REINSTATED** at the above-referenced docket number; and

~~4. The Clerk's office is directed to schedule a hearing and response deadline by  
separate notice on the Debtor's Amended Objection to GreatAmerica's claim.~~

  
\_\_\_\_\_  
Gregory L. Tadonio  
United States Bankruptcy Judge

Movant shall serve a copy of this Order on respondent(s), their counsel, the Trustee and U.S. Trustee. Movant shall file a certificate of service within 3 days hereof.

**Certificate of Notice Page 3 of 3**  
 United States Bankruptcy Court  
 Western District of Pennsylvania

In re:  
 Robert R Kaniuff  
 Debtor

Case No. 19-20243-GLT  
 Chapter 13

**CERTIFICATE OF NOTICE**

District/off: 0315-2

User: aala  
 Form ID: pdf900

Page 1 of 1  
 Total Noticed: 1

Date Rcvd: Jul 18, 2019

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Jul 20, 2019.

db +Robert R Kaniuff, 118 Crooks School Rd, Clinton, PA 15026-1548

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center. TOTAL: 0

NONE. \*\*\*\*\* BYPASSED RECIPIENTS \*\*\*\*\*

TOTAL: 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

**I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.**

**Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.**

Date: Jul 20, 2019

Signature: /s/Joseph Speetjens

**CM/ECF NOTICE OF ELECTRONIC FILING**

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on July 18, 2019 at the address(es) listed below:

Christopher J. Azzara on behalf of Creditor GreatAmerica Financial Services Corporation  
 cazzara@smgglaw.com, ccallahan@smgglaw.com; kmaiorano@smgglaw.com

David W. Raphael on behalf of Creditor Dollar Bank, FSB draphael@grenenbirsic.com,  
 mcpupec@grenenbirsic.com

James Warmbrodt on behalf of Creditor The Bank of New York Mellon, successor to The Bank of New York, not in its individual capacity but solely as Trustee on behalf of the holders of the CIT Mortgage Loan Trust, 2007-1 Asset-Backed Certif bkgroup@kmlawgroup.com

Keri P. Ebeck on behalf of Creditor Duquesne Light Company kebeck@bernsteinlaw.com,  
 jbluemle@bernsteinlaw.com

Lawrence W. Willis on behalf of Debtor Robert R Kaniuff ecf@westernpabankruptcy.com,  
 urfreshstrt@gmail.com; willislr88866@notify.bestcase.com

Office of the United States Trustee ustpreion03.pi.ecf@usdoj.gov

Ronda J. Winnecour cmecf@chapter13trusteedpa.com

Thomas Song on behalf of Creditor THE BANK OF NEW YORK MELLON, ET. AL. pawb@fedphe.com

Thomas Song on behalf of Creditor THE BANK OF NEW YORK MELLON ET.AL. pawb@fedphe.com

TOTAL: 9